

**GOVERNMENT OF ANDHRA PRADESH**  
**ABSTRACT**

PS – PR&RD Department, - Irregularities in award of price adjustment on material/pipes procured etc., in Rural Water Supply (Projects) at Poduru and other habitations in West Godavari District – Disciplinary proceedings against Sri G.Durga Prasada Rao, the then Deputy Executive Engineer, Rural Water Supply & Sanitation Sub-Division, Narasapur, West Godavari District, under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Article of Charges – Orders - Issued.

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**PANCHAYAT RAJ AND RURAL DEVELOPMENT(VIG.I) DEPARTMENT**

**G.O.RT.No. 62**

**Dated.22.01.2015**

Read the following:

- 1.From the GA (V&E) Appraisal Report No.70(498/V&E/E2/10), Dt.01.04.2014.
- 2.From the GA (V&E) Appraisal Report No.17(225/V&E/E2/11), Dt.26.07.2014.

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**ORDER:**

It is proposed to hold an inquiry against Sri G.Durga Prasada Rao, the then Deputy Executive Engineer, Rural Water Supply & Sanitation Sub-Division, Narasapur, West Godavari District, in accordance with the procedure laid down in Rule 20 of Andhra Pradesh Civil Services(classification, control and appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure II and III).

3. Sri G.Durga Prasada Rao, the then Deputy Executive Engineer, Rural Water Supply & Sanitation Sub-Division, Narasapur, West Godavari District, is directed to submit a Written statement of his defence within 10 days of the receipt of this order.

4. Sri G.Durga Prasada Rao, the then Deputy Executive Engineer, Rural Water Supply & Sanitation Sub-Division, Narasapur, West Godavari District, is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri G.Durga Prasada Rao, the then Deputy Executive Engineer, Rural Water Supply & Sanitation Sub-Division, Narasapur, West Godavari District, is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (classification, control and appeal) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex parte.

6. Attention of Sri G.Durga Prasada Rao, the then Deputy Executive Engineer, Rural Water Supply & Sanitation Sub-Division, Narasapur, West Godavari District, is invited to Rule 24 of the Andhra Pradesh Civil Services(Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri G.Durga Prasada Rao, the then Deputy Executive Engineer, Rural Water Supply & Sanitation Sub-Division, Narasapur, West

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Godavari District, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of Andhra Pradesh Civil Services(Conduct) Rules, 1964.

7. The receipt of the order be acknowledgment.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.K.S.JAWAHAR REDDY  
SECRETARY TO GOVERNMENT

To

Sri G.Durga Prasada Rao, the then Deputy Executive Engineer,  
Rural Water Supply & Sanitation Sub-Division, Narasapur,  
West Godavari District, **through** Engineer-in-Chief, Rural  
Water Supply & Sanitation Department, Hyderabad.

The Engineer in Chief, Rural Water Supply & Sanitation,  
Hyderabad.(with a request to serve the charges to the  
individual and furnish a served copy to Govt.,)

SF/SC.

//FORWARDED::BY::ORDER//

SECTION OFFICER

## **ANNEXURE – I**

### **STATEMENT SHOWING THE ARTICLE OF CHARGES FRAMED AGAINST SRI G.DURGA PRASADA RAO, THE THEN DEPUTY EXECUTIVE ENGINEER, RURAL WATER SUPPLY & SANITATION SUB DIVISION, NARASAPUR.**

#### **CHARGE1:**

That G.Durga Prasada Rao, The Then Deputy Executive Engineer, Rural Water Supply & Sanitation Sub Division, Narasapur has failed to discharge his legitimate duties and failed to follow prescribed procedure laid down for calculation of price escalation for the raw materials used in HDPE pipes and BWSC pipes with reference to agreement conditions and also relevant Circulars/ G.O.s due to which an amount of Rs.58,00,262/- loss to the Government Exchequer.

#### **BASIS:**

As per the General Administration(V&E) Department Appraisal Report No.70(498/V&E/E2/2010)-(ELURU), dt.1.4.2014, G.Durga Prasada Rao, the then Deputy Executive Engineer, Rural Water Supply & Sanitation Sub Division, Narasapur has failed to follow the prescribed procedure laid down for calculation of price escalation for the raw materials used in HDPE pipes and BWSC pipes, considering the material rate one month prior to QC inspection date instead of one month prior to QC offered date communicated by the Executive Agency is in blatant violation of the specified Agreement clause (4.6). Further the V&E authorities informed that during their enquiry the said Deputy Executive Engineer has submitted QC offer letter of Executive Agency dt.8.9.2007 for 400mm dia BWSC Pipes wherein the QC offered quantity was 1560.00 RMT and in the connected QC Inspection certificatedt.18.9.2007 the exhibited quantity was mentioned as 1924.00Rmt and cleared quantity was 972.40Rmt. The QC offer letter of Executive Agency dt.8.9.2007 submitted by the Deputy Executive Engineer to the Vigilance & Enforcement authorities for quantity of 972.400 Rmt towards QC Inspection Certificate dt.5.10.2007 wherein the cleared quantity was mentioned as 1803.60 Rmt is observed to be not correct and relevant, as it was prior to the QC offer letter dt.8.9.2007 already submitted by the agency for QC Inspection and the same was inspected vide QC Inspection Dt.18.9.2007. due to which an amount of Rs. 52,73,056/- loss to the Government Exchequer. From this it is evident that he has shown Gross Negligence towards his Legitimate Duties and violated Rule (3) of Andhra Pradesh Civil Services (classification, control and appeal) Rules, 1964.

Hence the charge.

#### **CHARGE2:**

That G.Durga Prasada Rao, the then Deputy Executive Engineer, Rural Water Supply & Sanitation Sub Division, Narasapur has failed to discharge his legitimate duties by violating the agreement clause 4.6 in purchasing of HR Plates and MS wire rods prior to the date of agreement .

#### **BASIS:**

As per Vigilance & Enforcement Department Appraisal Report No.70(498/V&E/E2/2010)- (ELURU), dt.1.4.2014, G.Durga Prasada Rao, the then Deputy Executive Engineer, Rural Water Supply & Sanitation Sub Division, Narasapur, has derlected his Legitimate Duties and purchased HR Plates and MS wire rods well in advance in the months of May 2006 & July 2006 prior to the date of agreement i.e., 16.12.2006 keeping in view of increasing price day by day and evaluation of price escalation for the same is

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totally irrelevant and misinterpretation of the Agreement Clause 4.6 that the clause of price escalation is applicable only when the work is in progress as per the original program schedule and that the price variation will be arrived on the material purchased during the progress of work. However, the price of the entire material in respect of 400mm dia BWSC Pipe was Procured at lesser Price (Invoice rate) than estimated rate and hence price variation based on the raw material cost in respect of the Plates and MS Wire rods does not arise. The price variation calculations adopted by Sri.G.Durga Prasada Rao, Deputy Executive Engineer without considering the invoice rate which is lesser is not appropriate. Instead of effecting price reduction of Rs.4,44,902 /- he has paid an amount of Rs.52,73,056/- based on the raw material cost which is the against the norms. From this it is evident that he has shown Gross Negligence towards his Legitimate Duties and violated Rule (3) of Andhra Pradesh Civil Services (classification, control and appeal) Rules, 1964.

Hence the charge.

**CHARGE3:-**

That G.Durga Prasada Rao, the then Deputy Executive Engineer, Rural Water Supply & Sanitation Sub Division, Narasapur has failed to furnish the documentary evidence during Vigilance & Enforcement enquiry. Thus he failed to discharge his legitimate Duties.

**BASIS:-**

As per Appraisal Report of General Administration(V&E) Department Appraisal Report No.70(498/V&E/E2/2010)-(ELURU), dt.1.4.2014, Had necessary action been initiated for checking of 160mm HDPE pipes in the month of July 2007 as per the offer letter dt.8.7.2007 for 7610 Rmt, an amount of Rs.18.27/RM might have been saved i.e., the difference between the price escalation verified by Assistant Executive Engineer is Rs.87.74/RM (for the month of Aug.2007) and the price variation of Rs.69.47/RM(for the month of June.2007) worked out by Vigilance & Enforcement. It is only due to the information given by Sri G.Durga Prasada Rao, the then Deputy Executive Engineer, Rural Water Supply & Sanitation Sub Division, Narasapur that the required material was reported as not available with the manufacturer, which is sceptical in the absence of the connected correspondence. He also failed to furnish the following record to the Vigilance & Enforcement authorities.

- a) Evidence letter to the non availability of stock of 7610 Rmt of 160mm dia HDPE pipes with manufacturer as on 08.07.2007.
- b) Correspondence letters with the executing agency regarding to the non availability of stock of 7610 Rmt of 160mm dia HDPE pipes with manufacturer as on 08.07.2007.
- c) QC offer letter for 7596 Rmt of 160mm dia HDPE pipes on 03.09.2007.
- d) QC offer letters for BWSC 400mm dia pipes for lengths of 972.4RM & 1803.6RM (Lengths of BWSC finished pipes as per invoices are not tallying with reference to QC cleared lengths)

From this it is evident that he has shown Gross Negligence towards his Legitimate Duties and violated Rule (3) of Andhra Pradesh Civil Services (classification, control and appeal) Rules, 1964.

Hence the charge.

Dr.K.S.JAWAHAR REDDY  
SECRETARY TO GOVERNMENT

//FORWARDED::BY::ORDER//

SECTION OFFICER

**ANNEXURE - II**

**LIST OF THE DOCUMENTS BY WHICH THE ARTICLE CHARGES FRAMED  
AGAINST G.DURGA PRASADA RAO, THE THEN DEPUTY EXECUTIVE  
ENGINEER, RURAL WATER SUPPLY & SANITATION SUB DIVISION,  
NARASAPUR.**

- 1) Govt Memo.No.7905/Vig.I/2014-3, dt.19.07.2014 of PR&RD (Vig.I) Department.
- 2) Appraisal Report No.70(498/V&E/E2/2010)-(ELURU), dt.1.4.2014 of General Administration(V&E) Department.

Dr.K.S.JAWAHAR REDDY  
SECRETARY TO GOVERNMENT

//FORWARDED::BY::ORDER//

SECTION OFFICER

**ANNEXURE - III**

**LIST OF WITNESSES BY WHICH THE ARTICLE OF CHARGES ARE  
FRAMED AGAINST G.DURGA PRASADA RAO, THE THEN DEPUTY  
EXECUTIVE ENGINEER, RURAL WATER SUPPLY & SANITATION SUB  
DIVISION, NARASAPUR.**

- NIL -

Dr.K.S.JAWAHAR REDDY  
SECRETARY TO GOVERNMENT

//FORWARDED::BY::ORDER//

SECTION OFFICER